

jc791 U.S. PTO  
03/10/00

03-13-00

A

Attorney's Docket No. 238-4

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents  
**Box Patent Application**  
Washington, D.C. 20231

jc511 U.S. PTO  
09/522877  
03/10/00

UTILITY PATENT APPLICATION TRANSMITTAL

Sir:

Transmitted herewith for filing is the patent application of:

First Named Applicant (or Applicants): **Günther Dürhammer**

Title of Application: **CIGARETTE**

**1. Type of Application (37 C.F.R. 1.53(b))**

This application is a(n):

☒ Original (nonprovisional) application.

☐ Continuing application:

☐ Divisional

☐ Continuation

☐ Continuation-in-Part (CIP)

of Serial No. 08/, filed on \_\_\_\_\_.

**CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that this New Application Transmittal and the documents referred to as enclosed herein are being deposited with the United States Postal Service on this date, **March 10, 2000**, in an envelope as "Express Mail to Addressee" Mailing Label Number **EL509431885US**, addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Joyce Peterson

Name of person mailing paper

Joyce Peterson  
Signature of person mailing paper

**2. Enclosed Papers Required to Obtain Application Filing Date under 37 CFR 1.53(b)**

<u>3</u>	Pages of specification		
<u>1</u>	Pages of claims		
<u>1</u>	Pages of Abstract		
<u>0</u>	Sheets of drawings	<input type="checkbox"/> Formal	<input type="checkbox"/> Informal

**3. Oath or Declaration**

- ☒ Newly executed Oath or Declaration (original or copy) is enclosed.
- ☐ Copy of Oath or Declaration from prior application 0 / (37 C.F.R. 1.63(d)).
- ☐ The entire disclosure of the prior application, from which a copy of the oath or Declaration is supplied, is considered as being a part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☒ With Power of Attorney ☐ Without Power of Attorney

**4. Additional Papers Enclosed**

- ☒ Return Receipt Postcard (specifically itemized) (M.P.E.P. § 503).
- ☒ Preliminary Amendment.
- ☐ Information Disclosure Statement (37 CFR 1.98).
- ☐ Form PTO-1449 ☐ Copies of IDS Citations
- ☐ Nucleotide and/or Amino Acid Sequence Listing computer-readable copy, paper copy, and statement verifying identity of computer-readable and paper copies.
- ☐ Certified Copy of Priority Document(s).
- ☐ Verified translation of non-English language application (37 C.F.R. 1.52(d)).
- ☐ Other: \_\_\_\_\_

**5. Assignment**

- ☒ Newly Executed assignment with Recordation Cover Sheet (Form PTO-1595).
- ☐ Copy of Assignment from prior application No. 08/.

**6. Fee Calculation (37 CFR 1.16)**

Regular Application (37 CFR 1.16(a))

Basic Fee      \$760.00

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**FEES FOR CLAIMS AS FILED**

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Number filed

Number extra

Rate

Total Claims

(37 CFR 1.16(c))

**14**

- 20 =

×

\$ 18.00

=

**\$ 0.00**

Independent Claims

(37 CFR 1.16(b))

**2**

- 3 =

×

\$ 78.00

=

**\$ 0.00**

Multiple Dependent Claims

(37 CFR 1.16(d))

+ \$260.00

=

**\$ 0.00**

Fee Calculation for Extra Claims

**\$ 0.00**

☐ Amendment canceling extra claims enclosed.

☐ Amendment deleting multiple-dependencies enclosed.

Total Filing Fee Calculation      **\$690.00**

**7. Small Entity Statement**

☐ Verified Statement that this is a filing by a small entity under 37 CFR 1.9 and 1.27:

☐ is enclosed.

☐ will follow.

☐ Status as a small entity was claimed in prior application **08/**\_\_\_\_, from which benefit is being claimed for this application under:

☐ 35 U.S.C. 119(e),

☐ 35 U.S.C. 120,

☐ 35 U.S.C. 121,

☐ 35 U.S.C. 365(c),

and which status as a small entity is still proper and desired.

☐ A copy of the verified statement in the prior application is enclosed.

Filing Fee Calculation (50% of Filing Fee calculated in Item 6 above)

**\$\_\_\_\_\_**

**8. Fee Payment**

☐ Not enclosed. No filing fee is to be paid at this time.

☒ Enclosed:

☒ Basic filing fee (Item 6 or 7 above) \$ 690.00

☒ Fee for recording Assignment  
(\$40.00 (37 CFR 1.21(h))) \$ 40.00

☐ Processing and retention fee  
(\$130.00 (37 CFR 1.53(d) and 1.21(l))) \$ \_\_\_\_\_

Total fees enclosed \$ 730.00

**9. Method of Payment of Fees**

☒ Check in the amount of \$730.00.

☐ Charge Deposit Account No. 08-2461 in the amount of \$ \_\_\_\_\_.  
A duplicate of this transmittal is enclosed.

**10. Authorization to Charge Additional Fees**

☒ The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Deposit Account No. 08-2461:

☒ 37 CFR 1.16(a), (f), or (g) (filing fees)

☒ 37 CFR 1.16(b), (c), and (d) (presentation of extra claims)

☐ 37 CFR 1.16(e) (surcharge for filing the basic fee and/or declaration at a date later than the filing date of the application)

☐ 37 CFR 1.17 (application processing fees)

A duplicate of this transmittal is enclosed.

**11. Instructions as to Overpayment**

☒ Credit Deposit Account 08-2461.

☐ Refund.

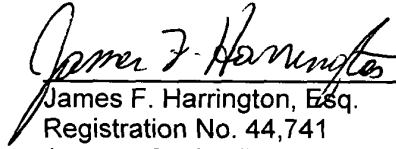
**12. Correspondence Address**

Please address all correspondence to:

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\_\_\_\_\_  
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Attorney for Applicant  
JFH/jp

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PATENT APPLICATION SERIAL NO. \_\_\_\_\_

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

03/21/2000 DBUTLER 00000034 09522877

01 FC:101 690.00 0P

PTO-1556  
(5/87)

\*U.S. GPO: 1989-459-082/19144